



1Fu\$

PATENT
Attorney Docket No. 03419.0023-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Satoshi SAITO et al.) Group Art Unit: 1633
)
Application No.: 10/507,129) Examiner: Scott Long
)
Filing Date: April 11, 2005)
)
For: METHOD OF CONTROLLING) Confirmation No.: 8898
ETHANOL PRODUCTION AND)
MASS PRODUCTION OF LACTIC)
ACID AND TRANSFORMANT)
THEREFOR)

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(d)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicant brings to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed after a Final Action and is accompanied by a fee of \$180.00 as specified under § 1.17(p) and a statement as specified under § 1.97(e).

Each document listed in this Information Disclosure Statement was first cited in a communication from a foreign Patent Office in a counterpart foreign application, and this Information Disclosure Statement is being filed within three months of the mailing date of that communication.

03/25/2009 AMONDAF1 00000156 10507129

01 FC:1006

162.00 CP

Copies of the listed foreign and non-patent literature documents are attached.

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

An English abstract of the foreign patent document is enclosed. An English translation of the non-patent literature document is enclosed.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

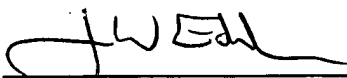
Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 24, 2009

By: 
James W. Edmondson
Reg. No. 33,871
(202) 408-4000